

# SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

## BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Commission,     ) Application No. TNC-2  
on its own motion, seeking to         )  
determine the annual fee for           )  
Transportation Network                 ) ORDER SETTING FEE  
Companies.                               )  
  ) Entered: October 25, 2016

### BY THE COMMISSION:

On October 14, 2015, the Nebraska Public Service Commission (Commission) entered an order opening the above-captioned docket to determine the annual fee to be paid by Transportation Network Companies (TNCs) pursuant to NEB. REV. STAT. § 75-305(2) (Supp. 2015).

On September 13, 2016, the Commission entered an order setting this matter for hearing. Notice of the hearing was sent to all interested parties. A hearing was held on October 19, 2016 in the Commission Hearing Room. Ms. Jamie Reyes appeared on behalf of Commission staff. No other appearances were entered.

### E V I D E N C E

Jamie Reyes, Director of the Motor Vehicle Department, testified on behalf of Commission Staff. Ms. Reyes gave a brief overview of the current status of the TNC Regulation Cash Fund, including expenditures over the last year. Ms. Reyes recommended that the per-vehicle fee remain at \$80.

Ms. Reyes stated that expenses have been close to \$30,000 per year, which includes administrative costs. According to Ms. Reyes, the Department is continuing to gather data to ensure good faith allocations of administrative costs and to keep an accurate accounting of enforcement expenses. Ms. Reyes also informed the Commission of enforcement activities and how the lienholder process has progressed since its implementation last year. Finally, Ms. Reyes discussed the status of the Annual Report due to the Nebraska Legislature by December 31, 2016.

### O P I N I O N     A N D     F I N D I N G S

Pursuant to Neb. Rev. Stat. § 75-305 requires TNCs to pay an annual fee of either twenty-five thousand dollars (\$25,000) or a per-personal vehicle fee not to exceed eighty dollars (\$80). The Commission must determine the per-vehicle fee to be paid by TNCs each year. Such fee is payable by January 1 and delinquent if not paid by March 1. Fees are directed to the TNC

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Regulatory Fund, which can be used only for the regulation and enforcement of any statutes that specifically pertain to TNCs.

Based upon testimony provided by staff, the Commission finds that the annual per-vehicle fees for Transportation Network Companies should remain at eighty dollars (\$80) for each personal vehicle operated by a driver of the TNC. The Commission will monitor the fund balance and necessary expenditures and will reevaluate the fee amount annually.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the annual fees for Transportation Network Companies should remain payable at either twenty-five thousand dollars (\$25,000) or eighty dollars (\$80) per personal vehicle operated by a driver of the TNC due and payable on or before January 1, 2017. Such fees shall be delinquent on March 1, 2017.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 25<sup>th</sup> day of October, 2016.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Gerald F. Sup*

*Capital Quoades*

*Doc [unclear]*

*Tim Schram*

Chairman

ATTEST:

*Jeffrey L. Puley*

Executive Director

//s//Frank E. Landis

//s//Tim Schram